Hovsepian v. Apple, Inc.
Doc. 293 Att. 11

Exhibit L

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ROUND 3 DEFENDANTS' DEMONSTRATIVE EXHIBITS

In re Acacia Media Technologies Corporation (Case No. C-05-01114 JW)
August 17, 2007 Hearing on Acacia's Motion for Reconsideration

"transmission system" .... TAB 1

"receiving system" .... TAB 2

"sequence of addressable data blocks" .... TAB 3

"storing items having information in a source material library" .... TAB 4

'992 Claim 45 .... TAB 5

'992 Claim 46 Step Of "generating a listing of available items" .... TAB 6

"library access interface 121" .... TAB 7

"storing items having information in a source material library" (TAB 4)

- Court's Construction 102
- Acacia's first construction: "storing" means "placing" 103-104
- Acacia's second construction: "storing" means "adding and maintaining" 105
- Acacia's third construction: "storing" means "adding or maintaining" 106
- Acacia relied on the same excerpt from the specification in support of its first construction that it now relies on in support of its contradictory fourth construction 107
- Acacia previously cited authority to this Court for the proposition that all method steps must be active steps 108
- Claim 41 states on its face that all of its steps, including "storing," are active steps 109
- "Retaining" is not an active step 110
- If "storing" meant "retaining," the storing step would be vitiated 111
- If "storing" meant "retaining," claim 41 could never be completed 112-113
- Patentees used "inputting" and "storing" synonymously to mean "placing" . . 114

'992 Claim 45 (TAB 5)

- Court's analysis of claim 45 116
- The disclosed method 117
- The claim 45 method is not disclosed 118
- Claim 45 impermissibly attempts to rewrite claim 41 119
- There is no way to tell which of claim 45's "plurality of files" is sent to the "remote locations" 120-121
- Acacia's Construction Of Claim 45 122

'992 Claim 46 Step Of "generating a listing of available items" (TAB 6)

- There is no written description of "generating a listing of available items" . . . 124
- The steps of claim 46 must be performed before sequencing and compression 125

"library access interface 121" (TAB 7)

- The "library access interface" must be in the "reception system 200" 128

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RECYCLED

‘992 Claim 45

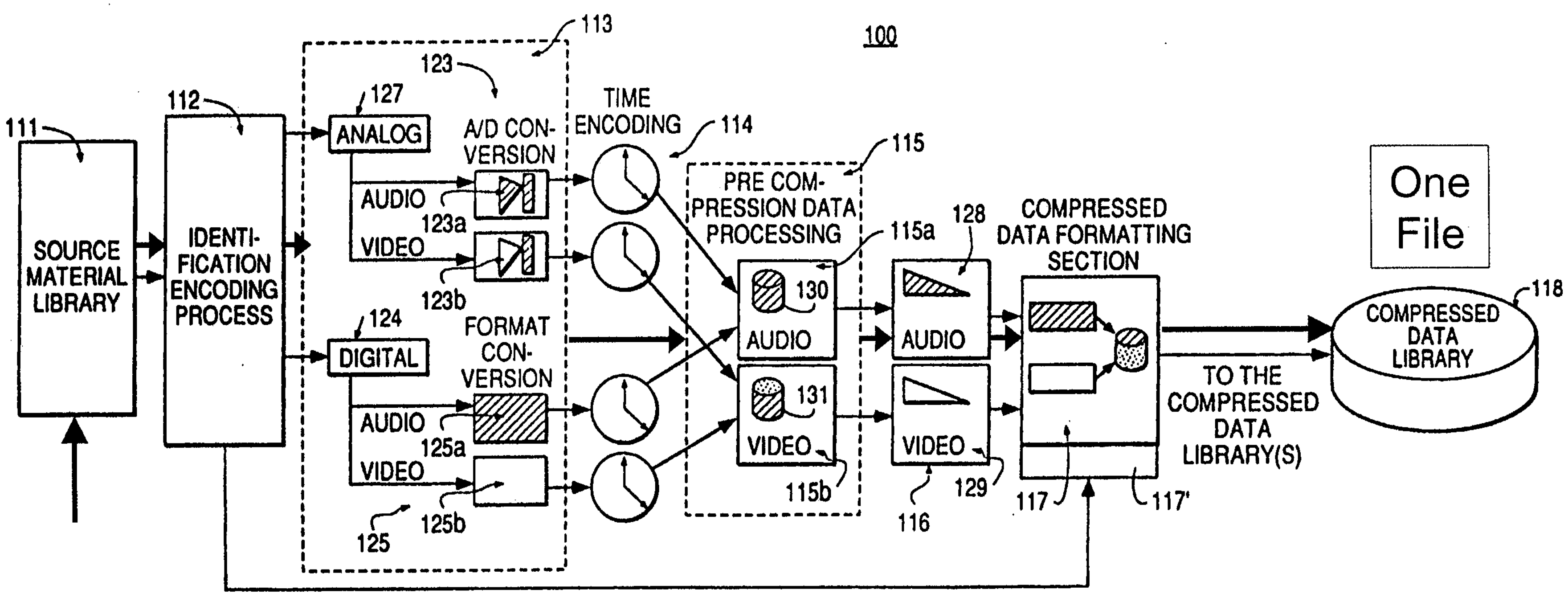
Court's Analysis Of Claim 45

provides for separately storing a plurality of files. The specification does not describe storage in multiple files. The only description is storing a single file with "compressed, sequenced data blocks:"

> After compression processing by compressor 116, the compressed audio and video data is preferably formatted and placed into a **single file** by the compressed data storage means 117.
>
> * * *
>
> After the data is processed into a file by the compressed data storage means 117, it is preferably stored in a compressed data library 118.

('992 Patent, Col. 10:23-26; Col. 10:36-39.) In light of the fact that there is no description of storage in multiple files, the Court declines to construe the phrase "separately storing a plurality of files" as arguably indefinite.[12]

Disclosed Method



100
SOURCE MATERIAL LIBRARY
111
IDENTI-FICATION ENCODING PROCESS
112
113
123
ANALOG
127
A/D CON-VERSION
AUDIO
VIDEO
123a
123b
DIGITAL
124
FORMAT CON-VERSION
AUDIO
VIDEO
125a
125b
125
TIME ENCODING
114
PRE COM-PRESSION DATA PROCESSING
115
115a
130
AUDIO
131
VIDEO
115b
128
AUDIO
VIDEO
129
116
COMPRESSED DATA FORMATTING SECTION
117
117'
TO THE COMPRESSED DATA LIBRARY(S)
One File
COMPRESSED DATA LIBRARY
118

FIG. 2a

Claim 45 Method Not Disclosed

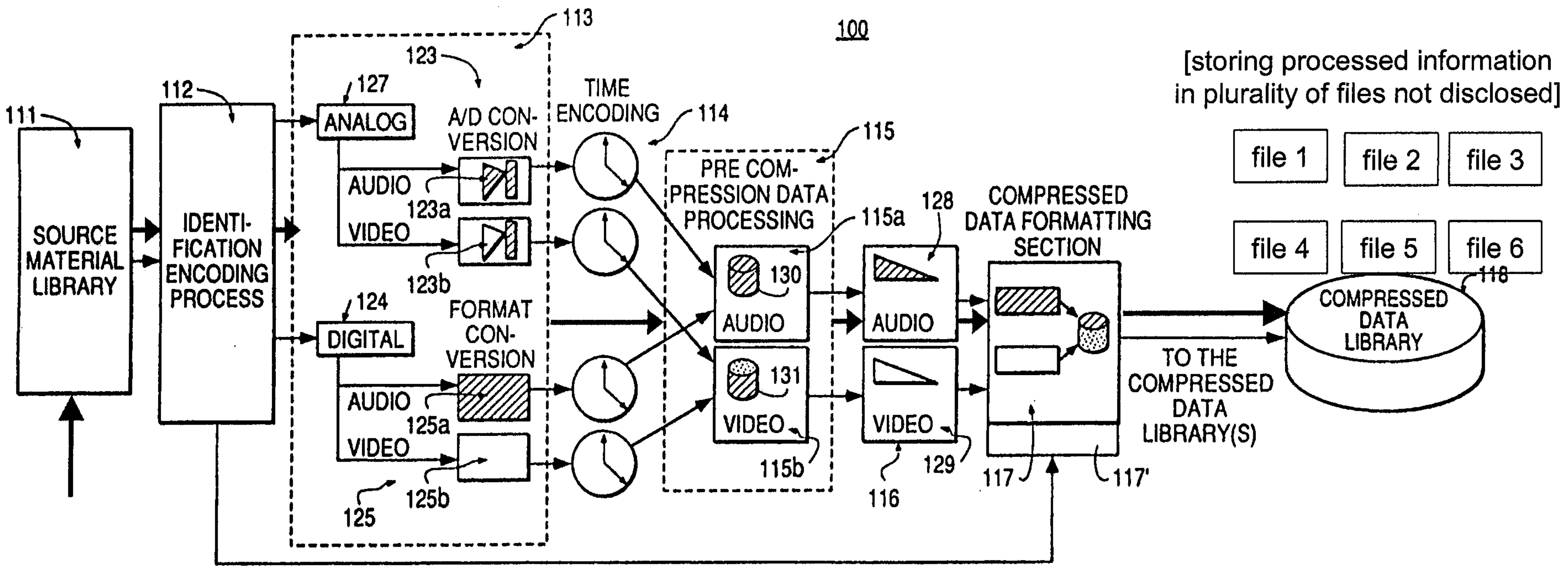

111
SOURCE MATERIAL LIBRARY
112
IDENTI-FICATION ENCODING PROCESS
113
123
127
ANALOG
A/D CON-VERSION
AUDIO
123a
VIDEO
123b
124
DIGITAL
FORMAT CON-VERSION
AUDIO
125a
VIDEO
125b
125
TIME ENCODING
114
100
115
PRE COM-PRESSION DATA PROCESSING
115a
130
AUDIO
131
VIDEO
115b
128
AUDIO
VIDEO
129
116
COMPRESSED DATA FORMATTING SECTION
117
117'
TO THE COMPRESSED DATA LIBRARY(S)
COMPRESSED DATA LIBRARY
118
[storing processed information in plurality of files not disclosed]
file 1
file 2
file 3
file 4
file 5
file 6

FIG. 2a

Claim 45 Impermissibly Attempts To Rewrite Claim 41

41. A method of transmitting information to remote locations, the transmission method comprising the steps, performed by a transmission system, of:

storing items having information in a source material library;

retrieving the information in the items from the source material library;

assigning a unique identification code to the retrieved information;

placing the retrieved information into a predetermined format as formatted data;

placing the formatted data into a sequence of addressable data blocks;

compressing the formatted and sequenced data blocks;

a plurality of files

storing, as a file, the compressed, formatted, and sequenced data blocks with the assigned unique identification code; and

sending at least a portion of the file to one of the remote locations.

45. A transmission method as recited in claim 41, wherein the storing step further comprises the step of:

separately storing **a plurality of files**, each including compressed, sequenced data blocks.

No Way To Tell Which Of The "plurality of files" Is Sent To The "remote locations"

41. A method of transmitting information to remote locations, the transmission method comprising the steps, performed by a transmission system, of:

storing items having information in a source material library;

retrieving the information in the items from the source material library;

assigning a unique identification code to the retrieved information;

placing the retrieved information into a predetermined format as formatted data;

placing the formatted data into a sequence of addressable data blocks;

compressing the formatted and sequenced data blocks;

storing, as ~~a file~~ a plurality of files, the compressed, formatted, and sequenced data blocks with the assigned unique identification code; and

sending at least a portion of the file to one of the remote locations.

45. A transmission method as recited in claim 41, wherein the storing step further comprises the step of:

separately storing **a plurality of files**, each including compressed, sequenced data blocks.

No Way To Tell Which Of The "plurality of files" Is Sent To The "remote locations" (cont'd)

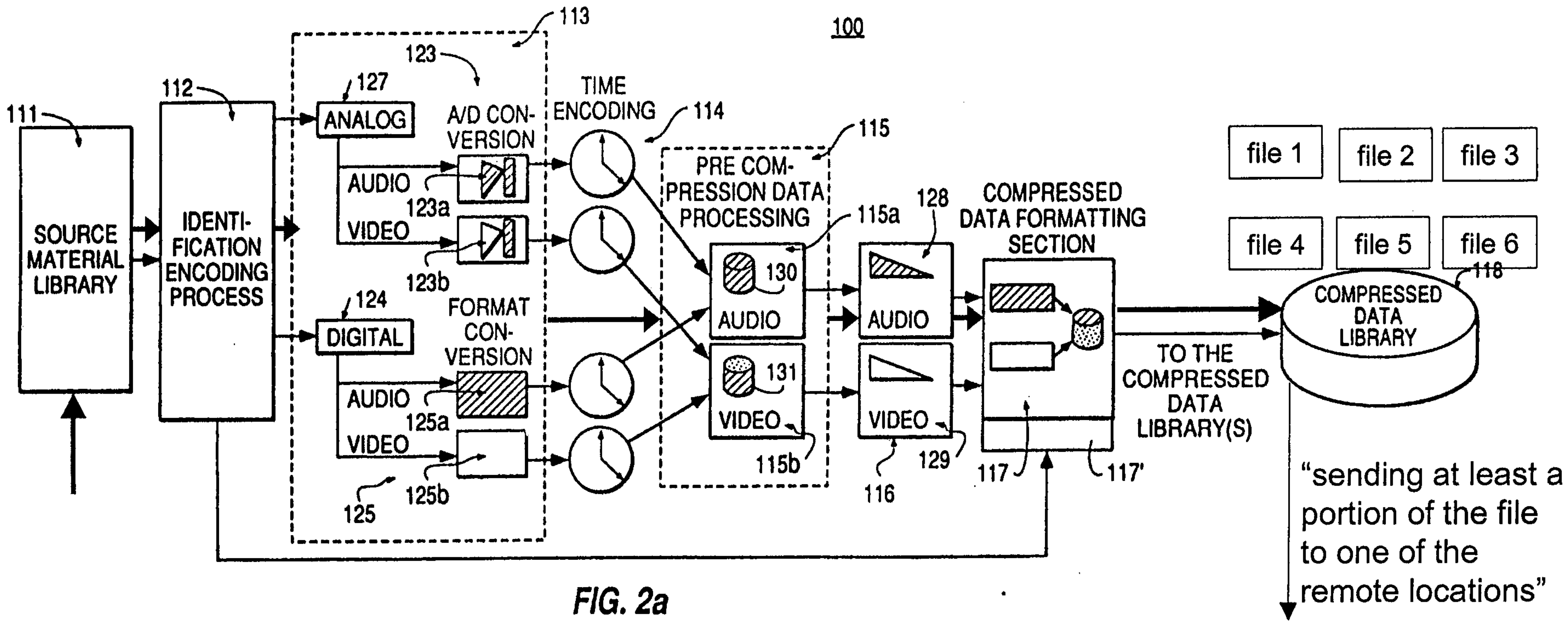

100
111
SOURCE MATERIAL LIBRARY
112
IDENTI-FICATION ENCODING PROCESS
113
123
127
ANALOG
A/D CON-VERSION
AUDIO
123a
VIDEO
123b
124
DIGITAL
FORMAT CON-VERSION
AUDIO
125a
VIDEO
125b
125
TIME ENCODING
114
115
PRE COM-PRESSION DATA PROCESSING
115a
130
AUDIO
131
VIDEO
115b
128
AUDIO
VIDEO
129
116
COMPRESSED DATA FORMATTING SECTION
117
117'
TO THE COMPRESSED DATA LIBRARY(S)
file 1
file 2
file 3
file 4
file 5
file 6
118
COMPRESSED DATA LIBRARY
"sending at least a portion of the file to one of the remote locations"

FIG. 2a

Acacia's Construction Of Claim 45

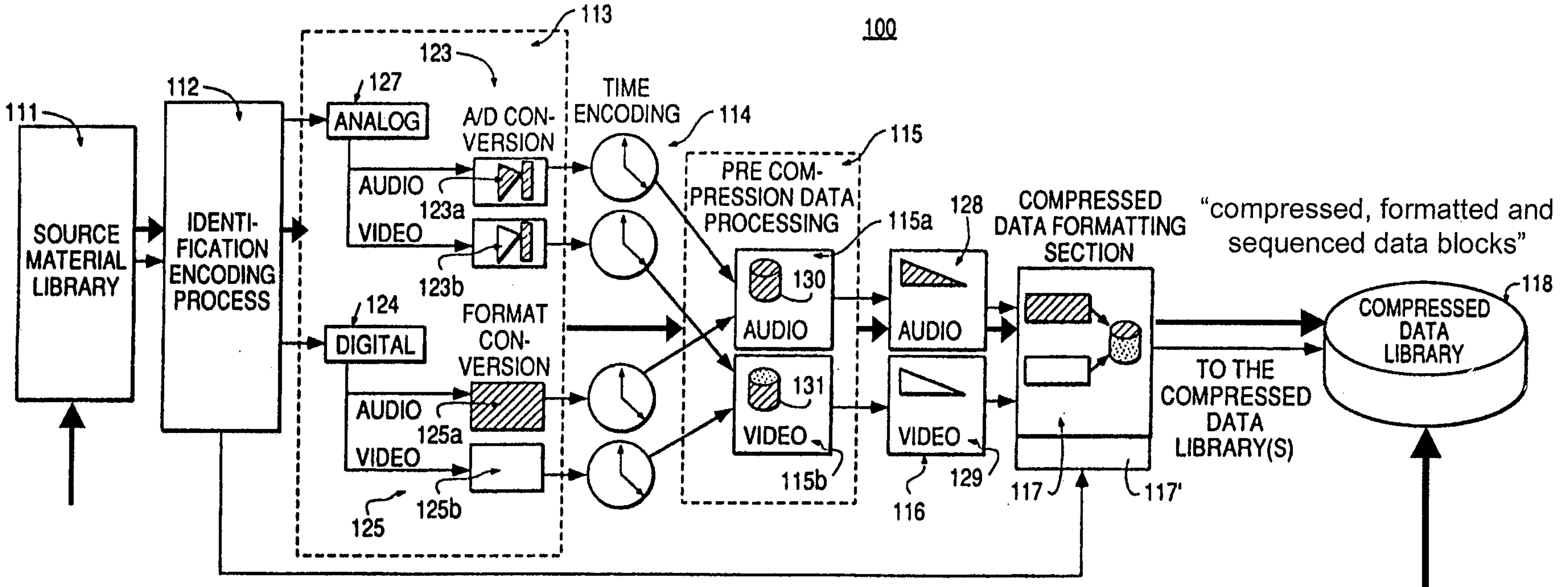

100
111
SOURCE MATERIAL LIBRARY
112
IDENTI-FICATION ENCODING PROCESS
113
123
127
ANALOG
A/D CON-VERSION
AUDIO
123a
VIDEO
123b
124
DIGITAL
FORMAT CON-VERSION
AUDIO
125a
VIDEO
125
125b
TIME ENCODING
114
115
PRE COM-PRESSION DATA PROCESSING
115a
130
AUDIO
131
VIDEO
115b
128
AUDIO
VIDEO
116
129
COMPRESSED DATA FORMATTING SECTION
117
117'
TO THE COMPRESSED DATA LIBRARY(S)
COMPRESSED DATA LIBRARY
118
"compressed, formatted and sequenced data blocks"
"compressed, sequenced data blocks" appear from nowhere

FIG. 2a

Claim 45 step of "separately storing a plurality of files…" has no relationship to the method of claim 41